

Legislative Summary

2010

State of Arizona

Arizona Game and Fish Department



49th Legislature

Second Regular Session

As predicted by many, the 49th Legislature adjourned the 2nd Regular Session relatively early this year. This act of *sine die*, may be the last session (either regular or special) of this Legislature. The material in this annually published Arizona Game and Fish Department (Department) summary covers legislative action that occurred from July 2009 (post-1st Regular Session) through May 2010.

It would seem that Arizona's Legislature has engaged in some relatively precedential actions in the past few years. This past year was not to be outdone. But even given the 6 special sessions that convened during this time, and the national controversy surrounding a few of the measures over the past few months; the Legislature still managed to *sine die* "early." April 29th is the earliest adjournment for the Arizona Legislature in the past 10 years, which seems ironic given that most capitol pundits deem 2009 /2010 as the perpetual session.

We have observed creation and discussions of policy for purposes of strengthening the state's autonomy, several proposed referrals to the ballot, an immigration bill that incited international debate, extreme agency reductions or proposed eliminations, passage of several firearms-related measures that will create some of the most unrestrictive gun carry laws in the country.

Despite all of the circumstances and controversy surrounding our state's capitol over the past 18 months; the state's wildlife agency has been able to maintain fiscal and operational wholeness.

Special Sessions

This edition of the Department's annual legislative summary includes a summation of several of the 49th Legislature's special sessions. In this edition, a descriptive analysis of the 4th and 5th Special Sessions (2009 year-end), and 6th and 7th Special Sessions (2010 concurrent) are included in as much as they have had impacts to the Department. These special sessions were primarily convened to address: the FY-11 budget, to backfill deficits from FY-10, or in preparedness for the 2011 budget appropriations feed bill (i.e. a special election for a temporary tax). The final, 8th Special Session, which also ran concurrently with the 2nd Regular Session has been excluded from this summary as the measures considered were related to the federal healthcare package, and not relevant to the Department's operations.

AGFD Legislative Staff:

Tony Guiles, Legislative
Liaison & Government
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AGFD Legislative Commission Representatives:

Robert R. Woodhouse,
Vice Chairman

Norman W. Freeman,
Member

In this issue:

| | |
|--|-------|
| Legislative Accomplishments Summary | P. 2 |
| FY-2011 Budget and Special Sessions | P. 3 |
| Commissioner Confirmation: John W. Harris | P. 7 |
| Policy Legislation - 2nd Regular Session | P. 8 |
| Legislator Vote Data/Analysis | P. 15 |
| Graphic Illustrations | P. 16 |



2010 Legislative Accomplishments

- ⊕ Secured Joint Committee on Capital Review (JCCR) hearings for approval of various capital projects.
 - June 16, 2009 – Review of Game & Fish Capital Projects
 - November 19, 2009 – Ben Avery Improvements & Allocation Transfers
 - March 23, 2010 – Northern Arizona Shooting Range Acquisition
- ⊕ Protected the Department's revenue streams during the **3rd Special Session**, which lasted 51 days and was designed to balance some of the state's deficit for FY-10 and projected deficit for FY-11.
- ⊕ Protected the Department's Heritage dollars during the **4th Special Session** (November 2009), while the Arizona department of Environmental Quality (ADEQ) and the Community Protection Initiative program (CPI) had lottery revenue redirected in perpetuity, and the County Assistance Fund (CAF) and Local Transportation Assistance Fund (LTAF) sustained sweeps under SB1003 (general government brb).
- ⊕ Secured the only adopted amendment in the **5th Special Session** (December 2009) - reversing Watercraft and OHV Funds transfers from the Department to the state's General Fund. The reversal of the proposed sweeps to the Department totaled \$665,000 and reversal of State Parks OHV sweeps totaled \$610,200 under SB1001; the general appropriations; reductions and transfers trailer.
- ⊕ Secured statutory reauthorization of the Heritage Fund (Lottery) in perpetuity to the Department (and State Parks) under SB1004 (state lottery reauthorization trailer) during the **6th Special Session**. Reauthorization of these agency funds under this measure continues through the year 2036.
- ⊕ Protected the majority of Department funds from legislative transfer (sweeps) into the General Fund during the **7th Special Session**. Retained all Heritage funding, received full appropriation request for FY-11. Despite State Parks, LTAF and the County Assistance Fund (CAF) being stricken from the newly reauthorized lottery revenue streams in perpetuity during this session.
- ⊕ Secured a stakeholder meeting with Legislative Staff and Senate bill sponsor to SB1200, and worked with members to reveal the effects of this measure, while simultaneously fighting for lottery reauthorization.
- ⊕ Worked with several members and staff on various provisions in proposed legislation thereby averting impacts to the Department, such as:
 - HB2601 – eagle scout; complimentary fishing license: introduced measure proposed that the Department "shall" issue a free fishing license and trout stamp for any/every eagle scout recipient in the state
 - HB2375 – possessing dangerous wildlife prohibited: included several provisions which would have diminished Commission's authority to manage wildlife. Also established the list of restricted live wildlife in statute that currently exists by rule. Convinced sponsor to change all of the aforementioned.
 - HCR2008 – constitutional rights; hunting & fishing: introduced version did not include Commission's proposed language. Original iteration did not stipulate a "lawful" right, nor did it include recognition of the Commission's role in wildlife management.



FY-2011 Budgets 4th, 5th, 6th and 7th Special Sessions

Beginning in order, the 4th and 5th Special Sessions convened/adjourned in November and December of 2009, respectively. The 6th and 7th Special Sessions were completed in early 2010 and ran concurrently with the 2nd Regular Session.

Page | 3

FOURTH SPECIAL SESSION

In the 4th Special Session, we maintained the Department's Heritage funding while ADEQ permanently lost \$10M of their revenue streams from the lottery fund. During this session, CPI also lost \$3M in lottery revenue, in perpetuity. Below is the provision from SB 1003, the general revenue budget reconciliation bill (brb), demonstrating where these funds were stricken from statute:

Sec. 3. Section 5-522, Arizona Revised Statutes, is amended to read:

5-522. Use of monies in state lottery fund; report

~~I. Beginning in fiscal year 2009-2010, of the monies remaining in the state lottery fund each fiscal year after appropriations and deposits authorized in subsections A through H of this section, ten million dollars or the remaining balance in the fund, whichever is less, is appropriated to the department of environmental quality's water supply development fund line item.~~

~~J. Beginning in fiscal year 2009-2010, of the monies remaining in the state lottery fund each fiscal year after appropriations and deposits authorized in subsections A through I of this section, three million dollars or the remaining balance in the fund, whichever is less, is appropriated to the community protection initiative fund established by section 37-641.~~

LTAF and CAF also sustained lottery revenue sweeps into the state's general fund during this session. Located in a very small section at the bottom of the budget brb:

Sec. 22. Arizona state lottery proceeds; transfer

Notwithstanding section 5-522, Arizona Revised Statutes, as amended by this act, the following amounts of state lottery revenues are transferred to the state general fund before any other lottery distribution to the following funds:

1. The county assistance fund established by section 41-175, Arizona Revised Statutes: \$765,000
 2. The local transportation assistance fund pursuant to section 28-8101, subsection D, Arizona Revised Statutes: \$2,300,000
 3. The local transportation assistance fund pursuant to section 28-8101, subsection E, Arizona Revised Statutes: \$990,000
-



FIFTH SPECIAL SESSION

The 5th Special Session consisted of more fixes to the state's fiscal burdens. The Department was on the hook for proposed fund reductions and transfers to its Watercraft and OHV funds. We were able to convince members and leadership of the importance of these funds, as well as reminded the legislature that revenues taken from this non-general fund source are also never repaid. The Department was able to secure the only adopted amendment that ultimately reversed the proposed sweeps to our Watercraft and OHV fund, as well as to those proposed State Parks OHV revenue.

Page | 4

There was only one measure chaptered during this session, which adjourned just a few days prior to the December holidays.

Under **SB1001**, **PRIOR** to our amendment, the following amounts were proposed:

| | |
|--------------------------------------|-----------|
| Arizona game and fish department: | |
| Off-highway vehicle recreation fund: | |
| Spending reduction | \$118,800 |
| Excess balance | \$151,200 |
| Watercraft licensing fund: | |
| Spending reduction | \$353,900 |
| Excess balance | \$41,100 |
| Arizona state parks board: | |
| Off-highway vehicle recreation fund: | |
| Spending reduction | \$129,100 |
| Excess balance | \$481,100 |

SIXTH SPECIAL SESSION

This was the first special session in 2010, which ran concurrently with the regular session. The 6th Special Session began on February 1st and lasted 11 days. This session was not to complete the FY-11 budget, but rather to pass the special election measures for the temporary tax proposal. There were also other measures which were designed to fill in gaps; all in a sort of contingency planning before roll-out of the FY-11 appropriations package.

The most critical aspect of all of the special and regular sessions of this legislature included the continuation of Heritage streams from the state lottery revenue. Just prior to convening the 6th session, the Governor released her proposal for the FY-11 budget, which excluded Heritage disbursements to the Department and State Parks.

Under **SB1004**, and with the conditional enactment of **SB1003** (the lease-purchase, finance bill), the Heritage Fund dispersal was continued in perpetuity through the year 2036. The critical fight for this revenue stream through 2036 cannot be understated, and with the Governor's proposal to remove the Department's payout, it appeared very unlikely we would be able to maintain this integral fund source. Had this statutory provision been struck, it would have been



quite improbable to have it re-inserted at a future date. This provision translates to approximately \$10M/year through the year 2036.

The measure was signed by the Governor on *February 9, 2010*. The significance of this event to the fiscal health of this Department, and the way in which we manage the state's wildlife, cannot be overemphasized.

SEVENTH SPECIAL SESSION

The 7th Special Session was convened specifically to deal with the FY-2011 budget. This session ran concurrently with the 2nd Regular Session.

Adopted FY-11 Game and Fish Appropriations and Fund Transfers:

Department Request:

Total AGFD Requested : **\$35,864M**

Included Wildlife Series (\$1.3M)

Total Watercraft Request: **\$4.728M**

Included Wildlife Series (\$39K)

Nongame/Heritage

No change

Legislative Appropriation:

Total Leg. Appropriation : **\$34,490M**

Includes increase in fuel and repair \$150K and increase in Lapsed Angler Marketing \$100K/year

Total Watercraft Approp.: **\$4.689M**

Includes new AIS Funding \$200K

Nongame/Heritage

No change

Other Misc. Appropriations:

Capital Outlay and Improvements: Full Appropriation

⊙ Capital Improvement Fund \$1.8M

⊙ Game and Fish Fund \$796,800

Total Fund Transfers: \$878,600

⊙ OHV: \$78,600

⊙ Watercraft: \$800,000

State Employee Pay Reductions : Equates to approximately 5%

⊙ Repeal Performance Pay=2.75%

⊙ Mandatory Furlough FY-11: 6 days

Most notably, even more so than the Legislature authorizing the Department's appropriation request, was again ensuring the Department maintained fiscal wholeness. After having endured a reauthorization battle for the state's lottery disbursements; the Department's legislative staff also needed to protect further raids to the \$10M/annual Heritage Fund. While we were successful in doing so, it was a bitter-sweet victory as our sister agency, State Parks, lost their \$10M/annual Heritage disbursement in perpetuity. That is, their Heritage portion was stricken from the "newly" reauthorized lottery granted in the 6th Special Session. LTAF and CAF lost their



lottery revenue streams in perpetuity as well. The following changes were included in **HB2012**; the general revenues brb:

5-522. Use of monies in state lottery fund; report

Page | 6

A. The monies in the state lottery fund shall be expended only for the following purposes and in the order provided:

1. For the expenses of the commission incurred in carrying out its powers and duties and in the operation of the lottery.
2. For payment to the commerce and economic development commission fund established by section 41-1505.10 of not less than twenty-one and one-half per cent of the revenues received from the sale of two special lottery games conducted for the benefit of economic development.

~~3. Except as provided in subsection F of this section, for payment to the local transportation assistance fund established by section 28-8101 of not less than nine million dollars, increasing each year that total revenues to the state lottery fund increase up to a maximum of eighteen million dollars each fiscal year, except that payments pursuant to this paragraph shall not increase by more than ten per cent per year.~~

~~B. Of the monies remaining in the state lottery fund after the appropriations authorized in subsection A of this section, up to a maximum of twenty three million dollars each fiscal year shall be deposited in the local transportation assistance fund established by section 28-8101 and up to a maximum of seven million six hundred fifty thousand dollars each fiscal year shall be deposited in the county assistance fund established by section 41-175. Monies distributed pursuant to this subsection shall be in addition to monies distributed pursuant to subsection A, paragraph 3 of this section.~~

~~C. Notwithstanding subsection B of this section, if the state lottery director determines at the beginning of any fiscal year that monies available to cities, towns and counties under this section may not equal thirty million six hundred fifty thousand dollars, the director shall not authorize deposits to the county assistance fund until the deposits to the local transportation assistance fund equal twenty three million dollars.~~

~~D. B.~~ B. Of the monies remaining in the state lottery fund each fiscal year after appropriations and deposits authorized in ~~subsections~~ **SUBSECTION A, B and C** of this section, ~~ten million dollars shall be deposited in the Arizona state parks board heritage fund established by section 41-502 and~~ ten million dollars shall be deposited in the Arizona game and fish commission heritage fund established by section 17-297.

Also implemented under the 7th Special Session (**HB2003**; budget procedures brb) were performance pay reductions and mandatory furloughs for all state employees (with few exceptions), which combined equates to approximately a 5% reduction in employee salary. This Department, despite its fund source, was not excluded from this reduction in government spending, and will implement these reductions along with all other state agencies for the intended FY-11 fiscal year.



Commissioner Confirmation

JOHN W. HARRIS, TUCSON

Senate Confirmation: February 16, 2010

Page | 7

John W. Harris of Tucson was confirmed as a member of the Arizona Game and Fish Commission by the Arizona Senate on Feb. 16, 2010 following appointment by Governor Jan Brewer. He is a 35-year law enforcement veteran, starting with the Tucson Police Department where he retired in 1993 after achieving the rank of assistant police chief and then serving as a police chief for two years in Pleasant Hill, Mo., for eight years in Springfield, Ill., three years in Evanston, Wyo., and is currently serving as police chief of Sahuarita, Ariz. While working for the Tucson Police Department, Harris volunteered as a Game Ranger for the Arizona Game and Fish department for 10 years.



Upon his return to Arizona in 2006, Harris was reinstated as a reserve game ranger and continues to serve in that capacity in southern Arizona. Wildlife and wildlife issues have been a lifelong passion for Harris. He has been very active in the conservation field and is a life member of the National Rifle Association, the Arizona Desert Bighorn Sheep Society, the Wild Sheep Foundation, the Grand Slam Club, and the Rocky Mountain Elk Foundation. He is a member of the Arizona Antelope Society, the Safari Club International Arizona chapter, and the Mule Deer Foundation. Harris said he has had phenomenal opportunities during his lifetime to experience the outdoors and participate in wildlife-related recreation. "My goal now is to ensure that my 22-year-old daughter and her children are also able to have such experiences." Harris holds a Master of Arts degree in criminal justice from Western Illinois University and a Bachelor of Science degree from the University of Arizona in public administration.



2010 Policy Legislation Analysis 2nd Regular Session

SESSION SYNOPSIS:

Adjourned ~ *sine die*: 04/29/2010; 11:07 PM

| | |
|-------------------------|------|
| Total Days of Session: | 109 |
| Bills Posted: | 1233 |
| Bills Passed: | 352 |
| Bills Vetoed: | 14 |
| Bills Signed: | 338 |
| Memorials & Resolutions | 168 |
| Memorials & Resolutions | 33 |

The 2010 Regular session was not so exceptional relative to the number of measures dropped, nor by the methodology in movement of those bills through the process. We did not see the logjam of bills (as a result of Senate inaction) that we witnessed in the regular session of 2009. However there was a markedly more select group of measures that were moved through the process this year, with fewer saturated floor calendars and committee agendas. Even during the final days of session, while there was a greater concentrated effort to move policy legislation through the process as expeditiously as possible; it was not done in the volume that we have witnessed historically. During the final hours of the 2nd regular session, both chambers remained sequestered, as bills trickled through one or two at a time, until the final *sine die*.

With regard to wildlife and natural resource-related legislation, while there were several pieces of legislation dropped, very few were even given a hearing. With regard to other various Department-related matters, such as shooting sports, numerous measures were moved through the process, although very few with a direct impact to the operations of this agency. The Legislative agenda included several firearm bills, which created less restrictive statutory regulations for carrying a firearm in this state. Another measure passed that will authorize a tax exemption for various non-profit trap & skeet organizations.

One of the most salient aspects of the legislative agenda for this regular session was a sincere effort to decrease regulatory burdens on the state –in a sort of “least squares” regression method. The rule making moratorium was extended for another year, and there have been significant constraints placed on other regulatory agencies, such as the Department of Environmental Quality and Department of Water Resources.



2010 Commission-Supported Legislation

[HB2144](#) wildlife; guides; wasted game meat

Page | 9

Disposition

Dead – This measure was well on its way to passage despite a few momentary stalls along the way. This bill was introduced as an amended version from the 1st regular session. It moved through the House of Representatives without dissention. After a hearing in the Senate Natural Resources, Infrastructure and the Public Debt Committee, concerns were expressed from the Cattlegrower's Association, and Senator Sylvia Allen resultantly struck the measure from the consent calendar. After working with the aforementioned stakeholders in developing language that the Commission approved; a floor amendment was drafted. During the 11th hour, Senator Frank Antenori expressed concern over the undefined section of "wasted game meat," which while already used discretionarily in practice and existing statutorily; it was enough of a hiccup to prevent the bill from moving to the floor. Having quelled Senator Antenori's concern, the Legislature adjourned a week earlier than anticipated and as a result, the measure died.

Sponsor(s)

KONOPNICKI P

Provisions

This measure would have stipulated that wasting game meat (already unlawful in statute) could be cause for revoking a hunting or fishing license and it would also have amended the statutory definition of a "guide" to include persons who accept various forms of compensation, not solely monetary compensation as it is currently defined. The compensation would have to be commensurate with market conditions, while implicitly excluding "insignificant" amounts such as a friend paying for a tank of gas and lunch. The definition of guide would also include a person who advertises or holds themselves out to the public as such.

Action History

HOUSE

COMMITTEES:

Vote Detail 01/19/10 NRRA 02/01/10 (7-0-0-1-0) Do Pass

Vote Detail 01/19/10 RULES 02/08/10 (7-1-0-0-0) Constitutional & Proper Form

CONSENT CALENDAR: 02/08/10 3:15 PM

THIRD READ: Vote Detail 02/17/10 55 2 3 0 PASSED

TRANSMIT TO SENATE: 02/17/10

SENATE

COMMITTEES:

Vote Detail (02/23/10) NRIPD 03/15/10 (6-0-1-0) Do Pass

Vote Detail (02/23/10) RULES 04/05/10 Constitutional & Proper Form

CONSENT CALENDAR: (04/05/10) (3:05 PM) Object/STRICKEN



2010 Commission-Supported Legislation

[HB2601](#) eagle scouts; hunting & fishing license

Page | 10

DISPOSITION

Signed by the Governor - May 3, 2010

Filed by Secretary of State - May 3, 2010: *Chapter 216*

Effective Date – General Effective Date

Originally, this measure was dropped (well into the start of session) to include a lifetime complimentary fishing license and trout stamp for any resident who had attained the rank of Eagle Scout. The fiscal burdens under this version were potentially too great for the state and the Department to manage. This was quickly noted by the Department's legislative staff, who worked with the sponsors and the Commission to find a sustainable compromise. The Youth Class F alternative was deemed more manageable by a quickly assembled internal working group with vast experience and working knowledge (Particularly: Larry Riley and Craig McMullen). The bill passed with some dissention in the House. Concerns from this chamber included the exclusion of an honorary award recipient within a comparable female organization. After the Commission expressed support for this idea, the Department's legislative staff again worked with the sponsors to amend the measure in the Senate to include the Girl Scout's Gold Award recipients.

SPONSOR(S)

| | | |
|------------|--------------|-------------|
| GOWAN P | MONTENEGRO P | SEEL P |
| STEVENS P | TOBIN P | WILLIAMS P |
| PATON P | PEARCE R P | ADAMS C |
| ANTENORI C | BARNES C | BIGGS C |
| BURGES C | COURT C | DRIGGS C |
| GOODALE C | KAVANAGH C | MCCOMISH C |
| MURPHY C | PRATT C | YARBROUGH C |
| MELVIN C | | |

PROVISIONS

The provisions will permit individuals who have earned the Eagle Scout or Gold Award to obtain an honorary youth class F hunting/fishing combination license for a minimal fee. This license will be available to persons under 21 years of age, upon establishment of the minimal fee in Commission Rule. The Department's internal implementation process for this measure is already underway.

ACTION HISTORY

HOUSE

COMMITTEES:

Vote Detail 01/26/10 MAPS 02/03/10 (7-0-0-1-0) Do Pass as Amended

Legislative Summary

Arizona's 49th Legislature

2010



Vote Detail 01/26/10 RULES 02/08/10 (7-1-0-0-0) Constitutional & Proper Form
COW ACTION 1: 02/11/10 Do Pass Amended
AMENDMENTS MAPS - passed
Floor Amend to MAPS - Farley - failed by s/v 17-27
THIRD READ: Vote Detail (02/17/10) 33 23 4 0 PASSED

Page | 11

SENATE

COMMITTEES:

Vote Detail (02/23/10) NRIPD 03/15/10 (6-0-1-0) Do Pass as Amended
Vote Detail (02/23/10) RULES 04/05/10 Constitutional & Proper Form
COW ACTION 1: 04/19/10 Do Pass Amended
AMENDMENTS NRIPD (ref Bill) Adopted
THIRD READ: Vote Detail (04/20/10) 24 4 2 0 PASSED

BACK to HOUSE

HOUSE CONCURRENCE: 04/26/10 0 0 0 0
HOUSE FINAL READ: Vote Detail (04/26/10) 56 1 3 0 PASSED



2010 Commission-Supported Legislation

[HCR2008](#) constitutional rights; hunting & fishing

Page | 12

DISPOSITION

Filed in the Secretary of State's Office – April 26, 2010

This ballot referral was passed by the Legislature this past session, and its language was a collaborative effort largely in part by the National Rifle Association (NRA) and the Commission/Department. The measure dropped at the beginning of session was a version that the Commission had voted to oppose in the past. After several negotiations (pre/intra-session) and a great deal of cooperation between these stakeholders; a new amendment was offered in time for the bill's 1st Committee hearing.

SPONSOR(S)

WEIERS, JP P GOWAN P CRUMP C
SEEL C

PROVISIONS

This measure will pose to voters during the general election, whether to amend the state's constitution to include "a right" to hunt and fish, lawfully, in Arizona. The measure as written will identify the legislature as the exclusive wildlife law-creating body in the state, who would then delegate rule making authority to a game and fish commission. It also states that hunting and fishing are a preferred means of managing the state's wildlife, that no law should be created that unreasonably restricts this activity. Also within the language it states that wildlife is held in trust for the public and the purpose of this constitutional amendment is for wildlife conservation and the preservation of hunting/fishing.

ACTION HISTORY

HOUSE

COMMITTEES:

Vote Detail (02/15/10) MAPS 02/24/10 (6-1-1-0-0) Do Pass As Amended/Strike Everything

Vote Detail (02/15/10) RULES 03/01/10 (7-0-0-1-0) Constitutional & Proper Form

COW ACTION 1: 03/15/10 Do Pass Amended

AMENDMENTS MAPS - passed

THIRD READ: Vote Detail (03/24/10) 37 18 5 0 PASSED

SENATE

COMMITTEES:

Vote Detail (03/25/10) NRIPD 04/05/10 (5-1-1-0) Do Pass

Vote Detail (03/25/10) RULES 04/12/10 Constitutional & Proper Form

COW ACTION 1: 04/21/10 Do Pass

THIRD READ: Vote Detail (04/22/10) 18 9 3 0 PASSED



2010 Commission-Opposed Legislation

[SB1200](#) game and fish commission; selection board

Page | 13

DISPOSITION

Signed by the Governor – April 7, 2010

Filed by Secretary of State – April 7, 2010: *Chapter 22*

Effective Date – General Effective Date

This measure was not dropped at the commencement of session, but rather late. The proponents of the measure (unbeknownst to the Department or Commission) had met with the Governor's office regarding this proposal before session began. They were able to garner her support for this measure, and pushed the measure through the legislature relatively early in the session. Misinformation and a myriad of other circumstances were most certainly contributory or culpable factors in the development, passage and chaptering of this bill.

SPONSOR(S)

NELSON P

PROVISIONS

This measure creates a 5-member board to select members of the 5-member Game and Fish Commission. Establishes a method for selection of those board members (who will serve 5 years), from what organizations the board members are to be selected, and a timeline for various functions/actions of the board. Establishes a timeline for the Governor and the Department to request and forward applications to this board, who would then select no more than 5 applicants from which the Governor is then required to appoint from. It also states that the board SHALL assist the Governor in identifying future Commission applicants, but does not delineate how this should occur.

ACTION HISTORY

SENATE

COMMITTEES:

Vote Detail (01/26/10) NRIPD 02/22/10 (5-1-1-0) Do Pass as Amended/Strike Everything

Vote Detail (01/26/10) RULES 03/01/10 Constitutional & Proper Form

COW ACTION 1: 03/04/10 Retained

COW ACTION 2: 03/16/10 Do Pass Amended

AMENDMENTS NRIPD (ref Bill) adopted

RULES (ref NRIPD) withdrawn

Nelson flr amend (ref NRIPD) adopted

THIRD READ Vote Detail (03/18/10) 12 17 1 FAILED

Vote Detail (03/18/10) 16 7 7 PASSED

MOTION TO RECONSIDER: 03/18/10

Legislative Summary

Arizona's 49th Legislature

2010



MOTION Senator Tibshraeny motion to reconsider whereby the Senate failed to pass SB 1200 on Third Reading. Motion carried.

HOUSE

THIRD READ: Vote Detail (03/25/10) 36 19 5 PASSED

Page | 14



Legislator Vote Data/Analysis

The following information has been compiled from legislator votes on 3rd and final reads. The 1st appendix includes a spreadsheet of members' votes on 5 measures that the Commission took a position on. Members received a "1" if they voted in-line with the Commission's position, and a "0" if they voted opposite the Commission's position. If a member was absent for a vote or left the floor and did not vote on a measure (which does happen), they received a "NV."

Page | 15

The 5 measures (and the Commission's position) that are included in this descriptive analysis include:

- **SB1200** game and fish commission; selection board (***Oppose***)
- **HCR2008** constitutional rights; hunting & fishing (***Support***)
- **HB2144** wildlife; guides; wasted game meat (***Support***)
- **HB2601** eagle scouts; hunting & fishing license (***Support***)
- **SB1004** state lottery; authorization (***Support***)

Members are then ranked by their percentage of votes that are in-line with the Commission positions. The 1st bar graph (orange) illustrates the percentage of favorable votes from all 90 members. In this graphic, more than 50% of members voted in-line with the Commission with at least 75% favorability.

The 2nd bar graph (blue/red) includes 2 data sets:

- Total number of "NV" data (no vote cast/absent) - illustrated in red,
- Percentage of favorable vote data (vote casted) - illustrated in blue.

Interestingly, while there were 8 members who received a 100% voting favorability with the Commission, 7 of those members are also missing votes. Only 1 member, Representative Russ Jones, voted in-line with the Commission 100% of the time, and cast a vote on all 5 bills (not receiving any "NV").

In a close 2nd place, Representative Daniel Patterson, and Senator Rebecca Rios also voted in-line with the Commission 100%, but missed 1 vote.

In the 2nd bar graph, the blue bars represent the member's percentage of favorable votes, while the red overlain bars show the member's number of missed votes. The more red that appears along a bar on the x-axis (greater absences/missed votes), the more invalid the result is of a member's favorable vote percentage.

Legislative Summary

Arizona's 49th Legislature

2010



Legislator Vote Data 2010

| Legislator | Party | Chamber | HB2601 Support | HB2144 Support | HCR2008 Support | SB1200 Oppose | SB1004 Support | Total No. Favorable Votes | Favorable Percentage | Total NV or Absent |
|-----------------------|-------|---------|-------------------|-------------------|--------------------|------------------|-------------------|---------------------------------|-------------------------|-----------------------|
| Edward Ableser | D | House | 1 | 1 | 0 | NV | 1 | 3 | 75% | 1 |
| Paula Aboud | D | Senate | 1 | 1 | 0 | NV | 1 | 3 | 75% | 1 |
| Kirk Adams | R | House | 1 | 1 | 1 | 0 | 1 | 4 | 80% | 0 |
| Amanda Aguirre | D | Senate | NV | NV | NV | NV | 1 | 1 | 100% | 4 |
| Sylvia Allen | R | Senate | 1 | NV | 1 | 0 | 0 | 2 | 50% | 1 |
| Carolyn Allen | R | Senate | 1 | NV | 1 | NV | 1 | 3 | 100% | 2 |
| Manuel Alvarez | D | Senate | 1 | NV | 1 | NV | 1 | 3 | 100% | 2 |
| Frank Antenori | R | House | 1 | 1 | 1 | 0 | 1 | 4 | 80% | 0 |
| Cecil Ash | R | House | 1 | NV | 1 | 1 | 0 | 3 | 75% | 1 |
| Ray Barnes | R | House | 1 | 1 | 1 | 0 | 1 | 4 | 80% | 0 |
| Nancy Barto | R | House | 1 | 1 | 1 | 0 | 1 | 4 | 80% | 0 |
| Andy Biggs | R | House | 0 | 0 | NV | 0 | 0 | 0 | 0% | 1 |
| Tom Boone | R | House | NV | 1 | 1 | 0 | NV | 2 | 67% | 2 |
| David Bradley | D | House | 1 | 1 | 0 | 1 | 1 | 4 | 80% | 0 |
| David Braswell | R | Senate | 1 | NV | 1 | 0 | 0 | 2 | 67% | 1 |
| Jack Brown | D | House | 1 | 1 | 1 | 0 | 0 | 3 | 60% | 0 |
| Ed Bunch | R | Senate | 1 | NV | 1 | 0 | 0 | 2 | 67% | 1 |
| Judy Burges | R | House | 1 | 1 | 1 | 0 | 1 | 4 | 80% | 0 |
| Robert Burns | R | Senate | 1 | NV | NV | 0 | 1 | 2 | 67% | 2 |
| Meg Burton Cahill | D | Senate | 0 | NV | 0 | 1 | 1 | 2 | 50% | 1 |
| Olivia Cajero Bedford | D | House | 1 | 1 | 0 | 1 | 1 | 4 | 80% | 0 |
| Chad Campbell | D | House | 1 | 1 | 0 | 1 | 1 | 4 | 80% | 0 |
| Cloves Campbell, Jr. | D | House | 1 | 1 | 0 | 1 | 1 | 4 | 80% | 0 |
| Tom Chabin | D | House | 1 | 1 | 0 | 1 | 1 | 4 | 80% | 0 |
| Ken Cheuvront | D | Senate | 0 | NV | 0 | NV | 1 | 1 | 33% | 2 |
| Steve Court | R | House | 1 | 1 | 1 | 0 | 0 | 3 | 60% | 0 |
| Rich Crandall | R | House | 1 | 1 | 1 | 0 | 0 | 3 | 60% | 0 |
| Sam Crump | R | House | NV | NV | NV | NV | NV | 0 | N/V | 5 |
| Christopher Deschene | D | House | 1 | 1 | NV | NV | 1 | 3 | 100% | 2 |
| Adam Driggs | R | House | 1 | 1 | 1 | 0 | 0 | 3 | 60% | 0 |
| Steve Farley | D | House | 1 | 1 | 0 | 1 | 1 | 4 | 80% | 0 |
| Patricia Fleming | D | House | 1 | 1 | 0 | NV | 1 | 3 | 75% | 1 |
| Martha Garcia | D | House | 1 | 1 | NV | NV | 1 | 3 | 100% | 2 |
| Jorge Luis Garcia | D | Senate | 1 | NV | 0 | 1 | 1 | 3 | 75% | 1 |
| Doris Goodale | R | House | 1 | 1 | 1 | 0 | 1 | 4 | 80% | 0 |
| Pamela Gorman | R | Senate | NV | NV | NV | NV | NV | 0 | N/V | 5 |
| Ron Gould | R | Senate | 0 | NV | 1 | 0 | 0 | 1 | 25% | 1 |
| David Gowan | R | House | 1 | 1 | 1 | 0 | 1 | 4 | 80% | 0 |
| Linda Gray | R | Senate | 0 | NV | 1 | 0 | 0 | 1 | 25% | 1 |
| Chuck Gray | R | Senate | 1 | NV | 1 | 0 | 0 | 2 | 50% | 1 |
| Albert Hale | D | Senate | NV | NV | 0 | NV | 1 | 1 | 50% | 3 |
| Jack Harper | R | Senate | 1 | NV | 1 | 0 | 0 | 2 | 50% | 1 |
| Matt Heinz | D | House | NV | 1 | 0 | 1 | 1 | 3 | 75% | 1 |

1=Favorable Vote 0=Opposed Vote NV=Absent or did not vote

Legislative Summary

Arizona's 49th Legislature

2010



Legislator Vote Data 2010

| Legislator | Party | Chamber | HB2601 Support | HB2144 Support | HCR2008 Support | SB1200 Oppose | SB1004 Support | Total No. Favorable Votes | Favorable percentage | Total NV or Absent |
|-----------------------|-------|---------|-------------------|-------------------|--------------------|------------------|-------------------|---------------------------------|-------------------------|-----------------------|
| Edward Ableser | D | House | 1 | 1 | 0 | NV | 1 | 3 | 75% | 1 |
| Paula Aboud | D | Senate | 1 | 1 | 0 | NV | 1 | 3 | 75% | 1 |
| Kirk Adams | R | House | 1 | 1 | 1 | 0 | 1 | 4 | 80% | 0 |
| Amanda Aguirre | D | Senate | NV | NV | NV | NV | 1 | 1 | 100% | 4 |
| Sylvia Allen | R | Senate | 1 | NV | 1 | 0 | 0 | 2 | 50% | 1 |
| Carolyn Allen | R | Senate | 1 | NV | 1 | NV | 1 | 3 | 100% | 2 |
| Manuel Alvarez | D | Senate | 1 | NV | 1 | NV | 1 | 3 | 100% | 2 |
| Frank Antenor | R | House | 1 | 1 | 1 | 0 | 1 | 4 | 80% | 0 |
| Cecil Ash | R | House | 1 | NV | 1 | 1 | 0 | 3 | 75% | 1 |
| Ray Barnes | R | House | 1 | 1 | 1 | 0 | 1 | 4 | 80% | 0 |
| Nancy Barto | R | House | 1 | 1 | 1 | 0 | 1 | 4 | 80% | 0 |
| Andy Biggs | R | House | 0 | 0 | NV | 0 | 0 | 0 | 0% | 1 |
| Tom Boone | R | House | NV | 1 | 1 | 0 | NV | 2 | 67% | 2 |
| David Bradley | D | House | 1 | 1 | 0 | 1 | 1 | 4 | 80% | 0 |
| David Braswell | R | Senate | 1 | NV | 1 | 0 | 0 | 2 | 67% | 1 |
| Jack Brown | D | House | 1 | 1 | 1 | 0 | 0 | 3 | 60% | 0 |
| Ed Bunch | R | Senate | 1 | NV | 1 | 0 | 0 | 2 | 67% | 1 |
| Judy Burges | R | House | 1 | 1 | 1 | 0 | 1 | 4 | 80% | 0 |
| Robert Burns | R | Senate | 1 | NV | NV | 0 | 1 | 2 | 67% | 2 |
| Meg Burton Cahill | D | Senate | 0 | NV | 0 | 1 | 1 | 2 | 50% | 1 |
| Olivia Cajero Bedford | D | House | 1 | 1 | 0 | 1 | 1 | 4 | 80% | 0 |
| Chad Campbell | D | House | 1 | 1 | 0 | 1 | 1 | 4 | 80% | 0 |
| Gloves Campbell, Jr. | D | House | 1 | 1 | 0 | 1 | 1 | 4 | 80% | 0 |
| Tom Chabin | D | House | 1 | 1 | 0 | 1 | 1 | 4 | 80% | 0 |
| Ken Cheuvront | D | Senate | 0 | NV | 0 | NV | 1 | 1 | 33% | 2 |
| Steve Court | R | House | 1 | 1 | 1 | 0 | 0 | 3 | 60% | 0 |
| Rich Crandall | R | House | 1 | 1 | 1 | 0 | 0 | 3 | 60% | 0 |
| Sam Crump | R | House | NV | NV | NV | NV | NV | 0 | N/V | 5 |
| Christopher Deschene | D | House | 1 | 1 | NV | NV | 1 | 3 | 100% | 2 |
| Adam Driggs | R | House | 1 | 1 | 1 | 0 | 0 | 3 | 60% | 0 |
| Steve Farley | D | House | 1 | 1 | 0 | 1 | 1 | 4 | 80% | 0 |
| Patricia Fleming | D | House | 1 | 1 | 0 | NV | 1 | 3 | 75% | 1 |
| Martha Garcia | D | House | 1 | 1 | NV | NV | 1 | 3 | 100% | 2 |
| Jorge Luis Garcia | D | Senate | 1 | NV | 0 | 1 | 1 | 3 | 75% | 1 |
| Doris Goodale | R | House | 1 | 1 | 1 | 0 | 1 | 4 | 80% | 0 |
| Pamela Gorman | R | Senate | NV | NV | NV | NV | NV | 0 | N/V | 5 |
| Ron Gould | R | Senate | 0 | NV | 1 | 0 | 0 | 1 | 25% | 1 |
| David Gowan | R | House | 1 | 1 | 1 | 0 | 1 | 4 | 80% | 0 |
| Linda Gray | R | Senate | 0 | NV | 1 | 0 | 0 | 1 | 25% | 1 |
| Chuck Gray | R | Senate | 1 | NV | 1 | 0 | 0 | 2 | 50% | 1 |
| Albert Hale | D | Senate | NV | NV | 0 | NV | 1 | 1 | 50% | 3 |
| Jack Harper | R | Senate | 1 | NV | 1 | 0 | 0 | 2 | 50% | 1 |
| Matt Heinz | D | House | NV | 1 | 0 | 1 | 1 | 3 | 75% | 1 |

1=Favorable Vote 0=Opposed Vote NV=Absent or did not vote



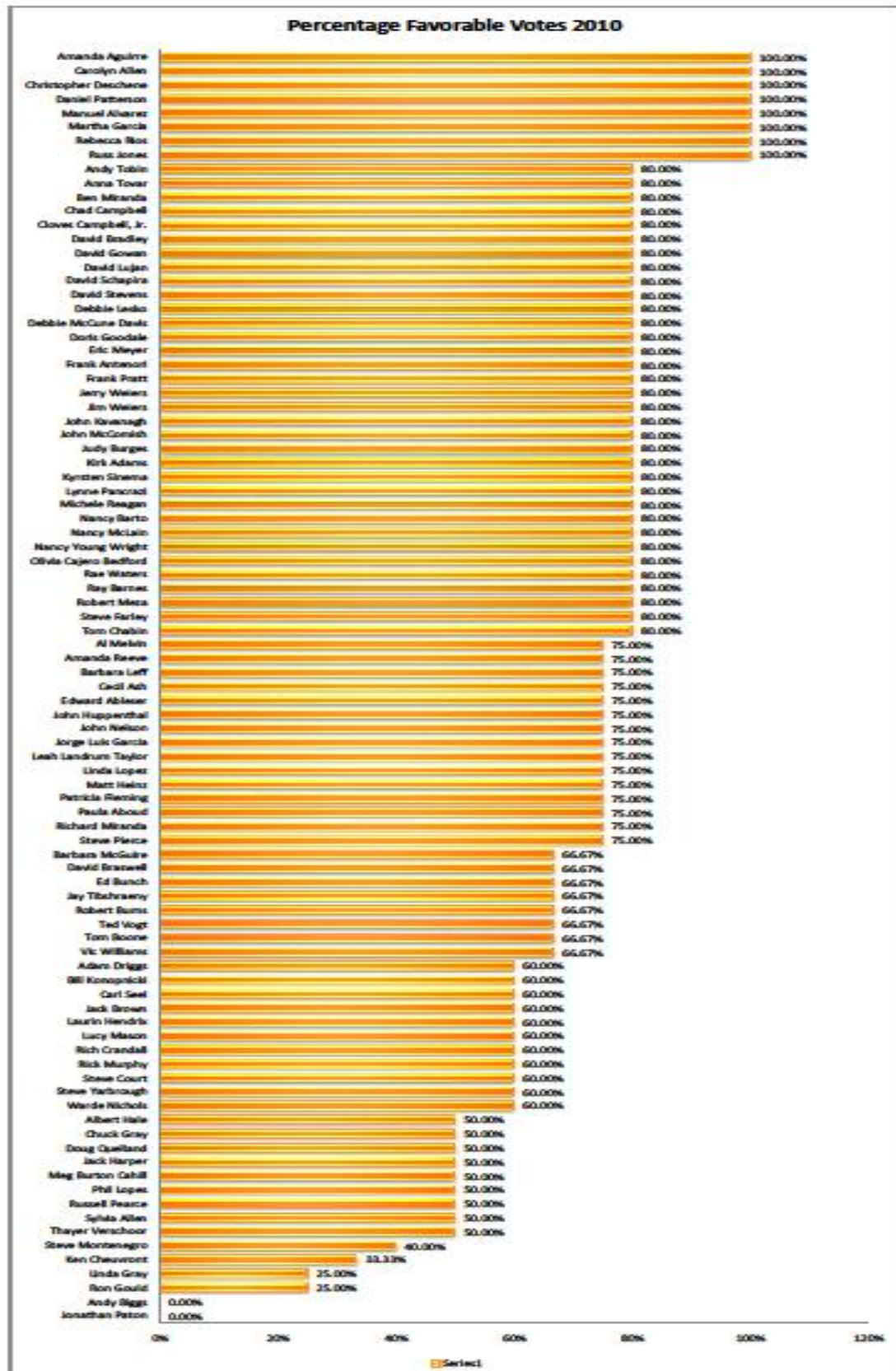
Legislator Vote Data 2010

| Legislator | Party | Chamber | HB2601 Support | HB2144 Support | HCR2008 Support | SB1200 Oppose | SB1004 Support | Total No. Favorable Votes | Favorable percentage | No. of Absent Votes |
|--------------------|-------|---------|-------------------|-------------------|--------------------|------------------|-------------------|---------------------------------|-------------------------|---------------------------|
| Ted Vogt | R | House | 1 | NV | 1 | 0 | NV | 2 | 67% | 2 |
| Jim Waring | R | Senate | NV | NV | NV | NV | NV | 0 | N/V | 5 |
| Rae Waters | D | House | 1 | 1 | 0 | 1 | 1 | 4 | 80% | 0 |
| Jerry Weiers | R | House | 1 | 1 | 1 | 0 | 1 | 4 | 80% | 0 |
| Jim Weiers | R | House | 1 | 1 | 1 | 0 | 1 | 4 | 80% | 0 |
| Vic Williams | R | House | 1 | NV | NV | 0 | 1 | 2 | 67% | 2 |
| Steve Yarbrough | R | House | 1 | 1 | 1 | 0 | 0 | 3 | 60% | 0 |
| Nancy Young Wright | D | House | 1 | 1 | 0 | 1 | 1 | 4 | 80% | 0 |
| Totals/Avg. | | | 80 | 58 | 55 | 26 | 59 | 3 | 70% | |

1=Favorable Vote 0=Opposed Vote NV=Absent or did not vote

Legislative Summary

Arizona's 49th Legislature 2010



Legislative Summary

Arizona's 49th Legislature 2010

